

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

-v-

IRIS HERSKOWITZ BAEZ, and  
NICKLOULAS VITALE,

Defendants.

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: <u>4/2/08</u>

No. 07 Civ. 280 (RJS)  
ORDER

RICHARD J. SULLIVAN, District Judge:

The sentencing of defendant Nickloulas Vitale is scheduled for May 8, 2008 at 2:15 p.m.

The Court hereby ORDERS that the government make available for testimony, at that sentencing proceeding, the two unindicted co-conspirators referenced at the March 26, 2008 sentencing of defendant Iris Herskowitz Baez. (See Transcript of March 26, 2008 Sentencing Proceeding at 7-10; 13.) The testimony of these individuals is relevant to, *inter alia*, issues of restitution, offense level, role in the offense, and the factors set forth in 18 U.S.C. § 3553(a), as they relate to the sentencing of defendant Vitale.

SO ORDERED.

Dated: April 1, 2008  
New York, New York



RICHARD J. SULLIVAN  
UNITED STATES DISTRICT JUDGE